

1 Law Office of Wanda K. Day
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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

8 UNITED STATES OF AMERICA, }
9 Plaintiff, } CR-07-0622 - TUC-CKJ-GEE

10 V. } **MOTION TO CONTINUE TRIAL
AND OTHER DATES**

11 ELBER ZAVALA-GUTIERREZ, }
12 } (Unopposed)

14 It is expected that excludable delay under Title 18, United States Code,
15 §3161(h)(8)(B)(iv) will occur as a result of this motion or an order based thereon.
16 Defendant, ELBER ZAVALA-GUTIERREZ, through counsel, respectfully requests this
17 Court to continue the plea deadline, trial and all other dates presently set in this
18 case for approximately forty-five (45) days from the current trial date of July 31,
19 2007. Counsel needs a reasonable amount of additional time to effectively prepare
20 for trial as she exercises due diligence in the preparation of the case for trial. (18
21 USC 3161(h)(8)(B)(iv))

22 Assistant United States Attorney Claire Lefkowitz has no objection to the
23 continuance. Also, the defendant does not object to a continuance.

24 This is the second request for continuance by undersigned counsel.

25 It is expected that excludable delay under Title 18, United States Code,
26 §3161(h)(1)(F) will occur as a result of this motion or an order based thereon.

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RESPECTFULLY SUBMITTED: July 13, 2007.

LAW OFFICE OF WANDA K. DAY

____/s/____ Wanda K. Day
Wanda K. Day

Copy of the foregoing
Motion and proposed
Order mailed/delivered to:
– Claire Lefkowitz, Esq., AUSA